

109TH CONGRESS
2D SESSION

S. 4052

To authorize refugee relief and reconstruction assistance for North Korea.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 15, 2006

Mr. FRIST introduced the following bill; which was read twice and referred
to the Committee on Foreign Relations

A BILL

To authorize refugee relief and reconstruction assistance for
North Korea.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “North Korea Refugee
5 Relief and Reconstruction Act of 2006”.

6 **SEC. 2. PURPOSE.**

7 The purpose of this Act is to help the people of North
8 Korea gain freedom from political oppression.

1 **SEC. 3. NORTH KOREA REFUGEE RELIEF AND RECON-**
2 **STRUCTION FUND.**

3 (a) ESTABLISHMENT.—There is established in the
4 Treasury of the United States a fund to be known as the
5 “North Korea Refugee Relief and Reconstruction Fund”
6 (in this Act referred to as the “Fund”), consisting of such
7 amounts as may be appropriated to the Fund pursuant
8 to subsection (b) and such articles and services as may
9 be made available to the Fund pursuant to subsection (c).
10 The resources of the Fund shall be available to carry out
11 the programs and activities identified in section 4.

12 (b) AUTHORIZATION OF APPROPRIATIONS.—There
13 are authorized to be appropriated for contributions to the
14 Fund such sums as may be necessary, not to exceed
15 \$10,000,000,000. Amounts appropriated for the Fund
16 shall remain available until expended.

17 (c) DRAWDOWN AUTHORITY.—

18 (1) IN GENERAL.—The President may, pursu-
19 ant to section 506(a)(2) of the Foreign Assistance
20 Act of 1961 (22 U.S.C. 2318(a)(2)), draw down ar-
21 ticles and services from the inventory and resources
22 of any agency of the United States Government for
23 the Fund to carry out the programs and activities
24 identified in section 4.

25 (2) AUTHORITY TO ACQUIRE BY CONTRACT OR
26 OTHERWISE.—The assistance authorized under

1 paragraph (1) may include the supply of articles and
2 services that are acquired by contract or otherwise.

3 (3) AMOUNT OF ASSISTANCE.—

4 (A) LIMIT.—The aggregate value of assist-
5 ance provided under this subsection, as defined
6 under section 644(m) of the Foreign Assistance
7 Act of 1961 (22 U.S.C. 2403(m)), may not ex-
8 ceed \$1,000,000,000.

9 (B) ASSISTANCE NOT COUNTED TOWARD
10 SPECIAL AUTHORITY LIMIT.—Assistance pro-
11 vided under this subsection shall not count to-
12 ward any limitation under section 506 of the
13 Foreign Assistance Act of 1961 (22 U.S.C.
14 2318).

15 (4) REIMBURSEMENT.—

16 (A) IN GENERAL.—Articles and services
17 provided under this subsection shall be made
18 available to the Fund without reimbursement to
19 the applicable appropriation, fund, or account
20 except to the extent that funds are appropriated
21 pursuant to subparagraph (B).

22 (B) AUTHORIZATION OF APPROPRIA-
23 TIONS.—

24 (i) IN GENERAL.—There are author-
25 ized to be appropriated to the President

1 such sums as may be necessary to reim-
2 burse the applicable appropriation, fund,
3 or account for the value of articles and
4 services provided under this subsection, as
5 defined under section 644(m) of the For-
6 eign Assistance Act of 1961 (22 U.S.C.
7 2403(m)).

8 (ii) OFFSET.—The maximum amount
9 authorized to be appropriated for the Fund
10 under subsection (b) shall be reduced by
11 an amount equal to the aggregate value of
12 the articles and services made available
13 under paragraph (1).

14 **SEC. 4. PROGRAMS AND ACTIVITIES OF THE FUND.**

15 (a) REFUGEE RELIEF, RELOCATION AND RESETTLE-
16 MENT ASSISTANCE.—The President may use amounts in
17 the Fund to provide relief to refugees that have escaped
18 from North Korea, to relocate such refugees to South
19 Korea or other countries prepared to accept them, and to
20 assist in the resettlement of such refugees in any country
21 willing to accept their resettlement. These activities may
22 be carried out pursuant to the authorities provided in the
23 Migration and Refugee Assistance Act of 1962 (22 U.S.C.
24 2601 et seq.).

1 (b) REUNIFICATION AND RECONSTRUCTION ASSIST-
2 ANCE.—The President may use amounts in the Fund to
3 provide for the benefit of persons living in the territory
4 of North Korea the types of assistance authorized for the
5 Independent States of the former Soviet Union under sec-
6 tion 498 of the Foreign Assistance Act of 1961 (22 U.S.C.
7 2295) and for the countries of the South Caucasus and
8 Central Asia under sections 499A, 499B, 499C, and 499D
9 of such Act (22 U.S.C. 2296a, 2296b, 2296c, and 2296d)
10 in the event of—

11 (1) the reunification of North Korea with South
12 Korea; or

13 (2) the emergence in North Korea of a new na-
14 tional government committed to respect for human
15 rights, nonproliferation, and peaceful relations with
16 the United States and the other countries of the re-
17 gion.

18 **SEC. 5. SENSE OF CONGRESS ON INTERNATIONAL EF-**
19 **FORTS.**

20 It is the sense of Congress that the Governments of
21 South Korea, Japan, China, and Russia and other con-
22 cerned governments should make commitments commen-
23 surate to those that the United States is offering under
24 this Act—

1 (1) to assist refugees fleeing political oppression
2 in North Korea; and

3 (2) to meet humanitarian and reconstruction
4 needs arising in connection with—

5 (A) the reunification of North Korea with
6 South Korea; or

7 (B) the emergence in North Korea of a
8 new national government committed to respect
9 for human rights, nonproliferation, and peaceful
10 relations with the United States and the other
11 countries in the region.

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